## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Singh et al.		
Filed: For: ANTIE	To be Assigned	Art Unit: Examiner:	TBD TBD

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

## INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

Sir:

- 1. In compliance with 37 C.F.R. 1.97, submitted on the attached form herewith is a list of patents, publications or other information which are requested to be made of record in this application. This Information Disclosure Statement is not an admission that any patent, publication or other information referred to herein is "prior art" for this invention. In accordance with 37 C.F.R. 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. 1.56(b).
- 2. In accordance with 37 C.F.R. 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.
- 3. Applicants respectfully request that the Examiner initial the attached form after reviewing the pertinence of each reference.
- 4. Pursuant to 37 C.F.R. 1.98 (a)(2)(ii), copies of each cited U.S. patent and each U.S. patent application publication are not enclosed herewith.

## IAP9 Rec'd PCT/PTO 13 DEC 2005

**RELATED APPLICATION** 

**FILING DATE** 

MERCK & CO., INC. Patent Dept., RY60-30

Rahway, N.J. 07065-0907

Date: December 13, 2005

P.O. Box 2000

(732)594-4909

**MERCK CASE** 

5. Pursuant to 37 C.F.R. 1.98(d), copies of references listed on the attached form that were submitted to or cited by the Office in a related application upon which the instant application relies for an earlier filing date under 35 U.S.C. 120 are not enclosed. Related application(s) in which references were submitted to or cited by the Office are as follows:

**U. S. SERIAL NUMBER** 

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l If th	is is inconvenient, additional copies will be submitted upon request	i.			
(	6. In accordance with 37 C.F.R. 1.97, (check one)				
$\checkmark$	the attached information is filed within three months of the filing da	te of the captioned case.			
	the attached information is filed more than three months after the f Office Action on the merits.	iling date but prior to the ma	ailing of a first		
	the attached information is filed before the mailing of a first Office a examination under §1.114.	action after the filing of a re	quest for continued		
	the attached information is being filed more than three months after the filing date and after the mailing of a first Office Action on the merits, but before the mailing date of a Final Action, Notice of Allowance, or an action that otherwise closes prosecution in the application. The enclosed authorization is therefore given to charge Deposit Account No. 13-2755 for the fee required under 37 C.F.R. 1.17(p).				
	each item of information contained in this Information Disclosure S from a foreign patent office in a counterpart foreign application not Statement.				
	each item of information contained in the information disclosure state a foreign patent office in a counterpart application and this commundesignated in §1.56(c) more than thirty days prior to the filing of the	nication was not received b	y any individual		
	no item of information contained in this Information Disclosure States foreign patent office in a counterpart foreign application, and, to the after making reasonable inquiry, was known to any individual design on the prior to the filing of this Statement.	e knowledge of the person s	signing the certification		
		By: Sylvia A. Ayler  Attorney For Appli  Reg. No. 36,436	cant(s)		

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SUBSTITUTE for PTO/SB/08A (07-05), Information Disclosure Statement by Applicant Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE OF COM

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Substitute for form 1449A/PTO INFORMATION DISCLOSURE				Application Number	OMPLETE IF KNOWN	13 DEC	2005
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STATEMENT BY APPLICANT				First Named Inventor	Singh et al.		
				Group Art Unit	TBD	· · · · · · · · · · · · · · · · · · ·	
	(use as many sheets	asn	ecessary)	Examiner Name	TBD	3	
Sheet	1	of	2	Attorney Docket Number	21376YP	,	

			U.S. PA	TENT DOCUMENTS	
Examiner Initials*	Cite No.	U.S. Patent Document Number	Kind Code (if known)		Date of Publication of Cited Document MM-DD-YYYY
		6365610	B1	Sasaki et al.	04/02/2002
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	FOREIGN PATENT DOCUMENTS						
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Examiner Initials*	Cite No.	Office	Number	Kind Code (if known)	Name of Patentee or Applicant of Cited Document	Cited Document MM-DD-YYYY	
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<sup>\*</sup>Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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SUBSTITUTE for PTO/SB/08A (07-05), Information Disclosure Statement by Applicant Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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	bstitute for form 1449B/PTO NFORMATION I	DIS	CLOSURE	Application Number	TBD G F G NP (W)	13	DEC	2005
STATEMENT BY APPLICANT				Filing Date				
				First Named Inventor	Singh et al.			
	(			Group Art Unit	TBD			
	(use as many sheets	as n	ecessary)	Examiner Name	TBD			
Sheet	2	of	2	Attorney Docket Number	21376YP			

	NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No.	Include name of the author, title, date, page(s), volume-issue number(s) and place of publication.				
		F. D. Lowry et al., "Antimicrobial Resistance: the example of Staphylococcus Aureus", 2003, pp. 1265-1273, Vol. 111, No. 9, J. of Clinical Investigation.				
		E. B. Shirling et al., "Methods for Characterization of Streptomyces Species", 1966, pp. 313-340, Vol. 16, No. 3, International Journal of Systematic Bacteriology.				
		. •				

Examiner Signature		Date Considered	

<sup>\*</sup>Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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